

REMARKS

This responds to the Office Action mailed on January 30, 2007.

Claims 19, 20, 22, 26, 27, 29-33, 35-37, 40 and 42 are amended, claims 1-18, 21, 28, 34, 38, 39 and 41 are canceled, and no claims are added; as a result, claims 19, 20, 22-27, 29-33, 35-37, 40 and 42 are now pending in this application.

Interview Summary

Applicant thanks Examiner **Dwin M Craig** for the courtesy of a telephone interview on **February 13, 2007** with Applicant's representative **Thomas F. Brennan**. Allowed claims 26, 32, and 37 were discussed and Applicant agreed to file an amendment recasting claims 26, 32, and 37 as independent claims.

Claim Objections

Claims 1-42 were objected to as having a preamble pointing to a security modeling system however the elements set forth do not perform any modeling. Claim 26 has been amended to include a simulator as shown in Fig. 1 and described at p. 5, line 24 through p. 6, line 7. Claims 32 and 37, and their dependent claims, already include such a simulator. Applicant respectfully submits that the claims as amended do clearly define what Applicant is claiming as his invention.

§112 Rejection of the Claims

Claims 9 and 38-39 were rejected under 35 U.S.C. § 112, first paragraph, as lacking adequate description or enablement. Claims 9, 38 and 39 have been canceled.

§103 Rejection of the Claims

Claims 1-8, 18-20, and 40 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Lewis (U.S. 6,014,697) in view of Shostack (U.S. 6,298,445). Claims 1-8 and 18 have been canceled. Claims 19 and 20 have been amended to make them dependent on allowed claim 26. Claim 40 has been amended to include the limitations of allowed claim 26.

Claims 10-25, 27-31, 33-36, and 40-42 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Lewis (U.S. 6,014,697) in view of Huff (U.S. 6,408,391). Claims 10-18, 21, 28, 34 and 41 have been canceled. Claims 19, 20, 22, 26 and 27 have been amended to include the limitations of allowed claim 26. Claims 29-31 and 33 have been amended to include the limitations of allowed claim 32. Claims 35 and 36 have been amended to include the limitations of allowed claim 37. Claims 40 and 42 have been amended to include the limitations of allowed claim 26.

Applicant respectfully requests reconsideration and allowance of all pending claims.

Claims 9 and 38-39 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Lewis (U.S. 6,014,697) in view of Huff (U.S. 6,408,391) and further in view of "Prima's Official Strategy Guide", Star craft Expansion Set Brood War, by Bart Farkas, hereafter referred to Farkas. Claims 9, 38 and 39 have been canceled.

Allowable Subject Matter

Claims 26, 32, and 37 were allowed. Applicant has taken the following steps to make claims 26, 32 and 37 independent claims:

Claim 26 has been amended to include limitations similar to those of claim 18.

Claim 32 has been amended to include limitations similar to those of claim 28. Applicant respectfully submits that the limitations of claim 31 are not needed in claim 32 in order to distinguish over the art considered by the Examiner.

Claim 37 has been amended to include limitations similar to those of claim 28.

CONCLUSION

Applicant respectfully submits that the claims are in condition for allowance, and notification to that effect is earnestly requested. The Examiner is invited to telephone Applicant's attorney at (612) 373-6909 to facilitate prosecution of this application.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

Reservation of Rights

In the interest of clarity and brevity, Applicant may not have addressed every assertion made in the Office Action. Applicant's silence regarding any such assertion does not constitute any admission or acquiescence. Applicant reserves all rights not exercised in connection with this response, such as the right to challenge or rebut any tacit or explicit characterization of any reference or of any of the present claims. To the extent that any rejection or assertion is based upon the Examiner's personal knowledge, rather than any objective evidence of record as manifested by a cited prior art reference, Applicant timely objects to such reliance on Official Notice, and reserves all rights to request that the Examiner provide a reference or affidavit in support of such assertion, as required by MPEP § 2144.03. Applicant reserves all rights to pursue any cancelled claims in a subsequent patent application claiming the benefit of priority of the present patent application, and to request rejoinder of any withdrawn claim, as required by MPEP § 821.04.

Respectfully submitted,

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By their Representatives,

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Date June 29, 2007

By



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CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being filed using the USPTO's electronic filing system EFS-Web, and is addressed to: Mail Stop Amendment, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 29th day of June 2007.

Name

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Signature

